

WASHINGTON COUNTY COMMISSION
MEETING MINUTES
MAY 3, 2011

The Regular Meeting of the Board of the Washington County Commission was called to order by Chairman Dennis Drake at 4:00 p.m. on May 3, 2011, in the Commission Chambers, Washington County Administration Building, St. George, Utah. Those in attendance were Chairman Dennis Drake, Commissioner Alan D. Gardner, Washington County Administrator Dean J. Cox, Deputy County Attorney David L. Patterson, and Deputy County Clerk Christine Hall.

Commissioner James J. Eardley was excused, as he is out of the state attending a conference on County business.

The Spectrum was not represented at the meeting.

Commissioner Gardner led the Pledge of Allegiance.

AGENDA

CONSENT AGENDA:

The Consent Agenda is a means of expediting routine matters which come before the Commission for approval. The Consent Portion of the agenda is approved by one (1) non-debatable motion. If any Commissioner wishes to remove an item from the Consent Portion of the agenda, then that item becomes the first order of business on the Regular Agenda.

- Consideration of Auditor Approved Claims for Payment for April 20, 2011, through May 3, 2011
- Consideration of Regular Commission Meeting Minutes of April 5, 2011
- Consideration of Application(s) for Property Tax Abatement:
Robert Brewster, S/N WLJH-2-9; Gloria Joseph, S/N SG-RPS-36; Margaret Manazer, S/N SG-PACT-1-153; Boyd McKnight, S/N H-SKRG-4-C6; Sallie Moses, S/N SG-PSPS-2-17; Anna N. Tietjen, S/N SG-BR-1-33
- Consideration of Applications for Settlement of Deferral of Property Taxes
Ryan Almond, S/N AV-AVRG-1-79; Richard Bartlett, S/N NEH-1-1-1-F-NS and S/N NEH-1-1-1-B-NS; Shae Cloyd & Jami K. Curtis, S/N T-161-B-4; Alan G. Harenberg, S/N H-DSP-D-107; John Hasshaw, S/N SG-5-2-20-1348; Jeffrey McIntier, S/N SG-LXTH-1-602
- Consideration of Administrative Adjustments for Personal Property (attached)
- Consideration of Renewal of Education Affiliation Agreement between Dixie State College of Utah and Washington County for Health Screenings and Educational Opportunities at Senior Centers by Nursing Students, to expire September of 2014

- Acknowledgment of Publishing: Notices of Adoption of Ordinance Nos. 2011-1007-O and 2011-1008-O, on April 23, 2011

Actions of the Washington County Planning Commission / None

REGULAR AGENDA ITEMS FOR CONSIDERATION:

VOLUNTEER OF THE MONTH / CAROL HOLLOWELL

Director of the Washington County Volunteer Center, Carol Hollowell, introduced Donna Kinville, who is a Senior Companion. Ms. Kinville discussed the various chores that she performs for the elderly and disabled citizens in the County. There are many seniors in the community who cannot shop, cook, or visit doctors without assistance, and the Commission expressed its gratitude for all the volunteers like Ms. Kinville.

PURCHASE REQUEST(S): MARK BLANCH

Dixie Center, carpet squares for Exhibit Hall \$ 37,332.00

All purchases are budgeted, bonded, or paid for through grant funds.

MOTION: Motion by Commissioner Gardner to Approve the Purchase Request, as presented. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Drake and Gardner voting aye.

CONSIDERATION OF REQUEST BY SOUTHWEST UTAH BEHAVIORAL HEALTH CENTER: 2011 UNIVERSITY OF UTAH SCHOOL ON ALCOHOLISM AND OTHER DRUG DEPENDENCY SCHOLARSHIPS / NEAL SMITH

Mr. Smith presented his annual request for County assistance in funding four (4) scholarships for local students to attend the University of Utah School of Medicine School on Alcoholism and Other Drug Dependencies. The cost is one thousand one hundred and twenty dollars (\$1,120.00), which represents an increase of only thirty-two dollars (\$32.00) from the previous year.

MOTION: Motion by Commissioner Gardner to Approve Request by Southwest Utah Behavioral Health Center: 2011 University Of Utah School On Alcoholism And Other Drug Dependency Scholarships. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Drake and Gardner voting aye.

CONSIDERATION OF RESOLUTION NO. R-2011-1559, A RESOLUTION TO ADOPT AND APPROVE THE WASHINGTON COUNTY NRCS EWP UPPER SANTA CLARA-GUNLOCK AT MOODY WASH EXIGENCY PROTECTION AGREEMENT TO RELIEVE HAZARDS AND DAMAGES CREATED BY THE FLOOD IN GUNLOCK

This exigency protection agreement enables repair work for damages arising out of the flooding in December of 2010, for which the Natural Conservation Resource Service (NRCS) is providing necessary financial assistance.

MOTION: Motion by Commissioner Gardner to Adopt Resolution No. R-2011-1559, A Resolution To Adopt And Approve The Washington County NRCS EWP Upper Santa Clara-Gunlock At Moody Wash Exigency Protection Agreement To Relieve Hazards And Damages Created By The Flood In Gunlock. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Drake and Gardner voting aye.

CONSIDERATION OF RESOLUTION NO. R-2011-1560, A RESOLUTION TO ALLOW THE GUNLOCK SPECIAL SERVICE DISTRICT TO DISCONNECT THE WATER CONNECTION TO HYRUM AND GAIL SMITH AND LARRY AND STACIE SHURLIFF IN THE GUNLOCK AREA

Deputy Washington County Attorney David L. Patterson said that the Gunlock Special Service District (Gunlock) currently provides culinary water service to Hyrum and Gail Smith, and Larry and Stacie Shurtliff ("Smith/Shurtliff"). Gunlock is subject to the provisions of the Utah Safe Drinking Water Act and regulations promulgated therein, which require chlorination of water supplied by Gunlock to its customers, but the configuration of Gunlock's storage and distribution facilities and the physical location of the Smith/Shurtliff water connections to Gunlocks water connections prevent the supply of chlorinated water to the Smith/Shurtliff water connections without a substantial expense to Gunlock. The most practical solution to the requirement of providing chlorinated water to Smith/Shurtliff is to terminate Gunlock's water service to the Smith/Shurtliff property and provide Smith/Shurtliff an alternate water supply not subject to the Utah Safe Drinking Water Act and associated regulations. This arrangement has been agreed to by Smith/Shurtliff.

MOTION: Motion by Commissioner Gardner to Adopt Resolution No. R-2011-1560, A Resolution To Allow The Gunlock Special Service District To Disconnect The Water Connection To Hyrum And Gail Smith And Larry And Stacie Shurtliff In The Gunlock Area. Motion seconded

by Commissioner Drake and carried by unanimous vote, with Commissioners Drake and Gardner voting aye.

CONSIDERATION OF RESOLUTION NO. R-2011-1561, A RESOLUTION TO APPROVE AN AGREEMENT BETWEEN WASHINGTON COUNTY AND THE CITY OF SANTA CLARA FOR THE REIMBURSEMENT OF COSTS ASSOCIATED WITH THE REPAIR AND INSTALLATION OF EROSION CONTROL FACILITIES

Mr. Patterson said that the County has applied for assistance from the Federal Emergency Management Agency (FEMA) and has been approved as an eligible Public Applicant (PA) for repair of the erosion control facilities within the incorporated boundaries of the City of Santa Clara damaged in the flood of 2010. Under FEMA's Public Assistance Program, the PA is required to fund twenty-five percent (25%) of the cost of the project; this agreement provides for the City of Santa Clara to reimburse Washington County these costs.

MOTION: Motion by Commissioner Gardner to Adopt Resolution No. R-2011-1561, A Resolution To Approve An Agreement Between Washington County And The City Of Santa Clara For The Reimbursement Of Costs Associated With The Repair And Installation Of Erosion Control Facilities. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Drake and Gardner voting aye.

CONSIDERATION OF RESOLUTION NO. R-2011-1562, A RESOLUTION APPOINTING A MEMBER TO THE WASHINGTON COUNTY HABITAT CONSERVATION ADVISORY COMMITTEE

Chairman Drake said that a replacement for Jeff Morby must be appointed, as Mr. Morby is leaving the area.

MOTION: Motion by Commissioner Gardner to Adopt Resolution No. R-2011-1562, A Resolution Appointing Chris Hart To The Washington County Habitat Conservation Advisory Committee (HCAC), with a term to expire 2-1-14. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Drake and Gardner voting aye.

CONSIDERATION OF RESOLUTION NO. R-2011-1563, A RESOLUTION TO ADOPT AND APPROVE AN INTERLOCAL AGREEMENT BETWEEN WASHINGTON COUNTY, GARFIELD COUNTY, THE CITY OF ST. GEORGE, THE CITY OF HURRICANE, THE CITY OF WASHINGTON, THE CITY OF

LAVERKIN, THE CITY OF IVINS, THE CITY OF SANTA CLARA, AND THE TOWNSHIP OF SPRINGDALE, REGARDING THE COST AND USE OF SPILLMAN SOFTWARE AND HARDWARE

Washington County Administrator Dean Cox explained that the County has previously contracted with Spillman Technologies, Inc. (Spillman) to provide software and hardware support to emergency responders in Washington County, Garfield County, and the above-mentioned cities. This agreement formalizes the responsibilities of all parties concerning the sharing of costs associated with this Interlocal Agreement and also to organize a Spillman Technical Committee to address issues related to the use of maintenance and upgrade of the Spillman systems.

MOTION: Motion by Commissioner Gardner to Adopt Resolution No. R-2011-1563, A Resolution To Adopt And Approve An Interlocal Agreement Between Washington County, Garfield County, The City Of St. George, The City Of Hurricane, The City Of Washington, The City Of LaVerkin, The City Of Ivins, The City Of Santa Clara, And The Township Of Springdale, Regarding The Cost And Use Of Spillman Software And Hardware. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Drake and Gardner voting aye.

CONSIDERATION OF REVISION OF PERSONAL TIME OFF (PTO) POLICY FOR THE WASHINGTON COUNTY POLICY AND PROCEDURES MANUAL

Mr. Cox said that the revision to County policy was necessary to clarify the usage of accrued Personal Time Off (PTO) policy by placing a cap of five hundred (500) hours, after which no additional PTO will accrue until the hours drop below five hundred (500).

MOTION: Motion by Commissioner Gardner to Approve the Revision of Personal Time Off (PTO) Policy for the Washington County Policy and Procedures Manual. Motion seconded by Commissioner Drake and carried by unanimous vote, with Commissioners Drake and Gardner voting aye.

COMMISSIONERS' REPORT

Mr. Patterson introduced Eric Clarke, a newly-hired Deputy County Attorney who will be working closely with the Commission on civil matters.

PUBLIC WORKS OR ROAD BUSINESS

No items were presented today.

COUNTY DEVELOPMENT AND PLANNING BUSINESS

Mr. Cox mentioned that the State of Utah Office of Recovery Services will soon be moving into the new Washington County Justice Center, renting office space for its personnel.

Request a Closed Session

None.

There being nothing further to come before the Commission, the meeting was adjourned at 4:27 p.m.

CHRISTINE S. HALL
DEPUTY CLERK

DENNIS DRAKE
CHAIRMAN